IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NORTHEASTERN DIVISION

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)	Case No. 2:08-cv-0040
)	Judge Trauger
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ORDER

For the reasons expressed in the accompanying memorandum, the defendant's Motion to Dismiss and for Summary Judgment (Docket No. 44) is **GRANTED**, the plaintiffs' Motion for Summary Judgment (Docket No. 48) is **DENIED**, and the plaintifffs' claims are hereby **DISMISSED**.

It is so Ordered.

Entered this 18th day of May 2009.

ALETA A. TRAUGER United States District Judge